

1 JUDGE STEINBERG: -- in August, 1995?

2 THE WITNESS: Yes.

3 JUDGE STEINBERG: When you met with him at the
4 translator place?

5 THE WITNESS: Correct.

6 JUDGE STEINBERG: You inferred from that question
7 that he was letting you know that he knew you had done that?

8 THE WITNESS: Correct.

9 JUDGE STEINBERG: But, he didn't tell you that?

10 THE WITNESS: No.

11 JUDGE STEINBERG: You just inferred it?

12 THE WITNESS: Yes.

13 BY MR. ARONOWITZ:

14 Q Was there any other conversation with respect to
15 5/15 events, the May 15 events, between you and Mr. Turro?

16 A No, nothing else.

17 Q Did he suggest or did he mention that on that
18 date, the receive equipment for the translator was in the
19 basement?

20 A No, he did not.

21 JUDGE STEINBERG: You didn't ask him --

22 THE WITNESS: No, I did not.

23 JUDGE STEINBERG: -- was the receive antenna --
24 okay.

25

1 BY MR. ARONOWITZ:

2 Q Please forgive me for jumping around. At least
3 for a couple of questions, I'm going to talk about when you
4 first went up to Ferndale, and I believe it's April 13, and
5 at that time, you formed an impression as to whether there
6 was a lightening strike?

7 A During the course of the day.

8 Q During the course of the day?

9 A Yes.

10 Q How did you form that impression?

11 A I believe Mr. Turro had said there was a
12 lightening strike while I was speaking with him.

13 Q What was the consequence of the lightening strike?

14 A That the station was operating at reduced power.

15 Q Did you independently confirm whether the stations
16 were operating at reduced power?

17 A I didn't use any measuring instruments, no.

18 Q When you looked at the meters, were you able to
19 independently determine whether the station was operating at
20 reduced power?

21 A When I looked at the meters on the transmitter, I
22 was shown a position on the meter that Mr. Blabey said
23 represented the reduced power of the station.

24 Q But, you did not independently confirm that?

25 A I did not take a reading, a numerical reading.

1 Q You accepted Mr. Blabey at his word?

2 A Yes, I did.

3 Q In your experience as an FCC inspector or
4 engineer, would you anticipate that operation at reduced
5 power of a full service FM station would be noted in some
6 form of log or record keeping of any type?

7 A Something of that nature should be noted in the
8 station log, yes.

9 Q Would the log we're talking about also be known as
10 the chief operator's log?

11 A Yes, station log encompasses everything. You
12 know, EPS log, the chief operator's log, technical log.
13 Station log, to me, is all encompassing of all logs required
14 at the station.

15 Q In your knowledge, is continued operation at
16 reduced power something that requires notification or
17 obtaining permission from the Commission?

18 A After a certain number of days.

19 Q It would be reported?

20 A Yes, that's correct.

21 Q Do you happen to know the number of days?

22 A I believe it's ten -- ten days.

23 Q Returning again for the reason that you went to
24 Ferndale in the first place, or began the inspections that
25 began on April 13, 1995, I believe you testified that the

1 initial April 13, 14 and May 15 inspection was prompted by
2 the complaint filed with the Mass Media Bureau?

3 A Correct.

4 Q Or, was it? Okay. At the time you were there,
5 were you aware of other things you may have been able to do
6 to independently confirm the accuracy of what you were being
7 told by either Mr. Blabey, Ms. Montana, Mr. Turro or anybody
8 else?

9 A What's that question again?

10 Q Is that a question?

11 A Could you rephrase the question?

12 Q When you were up there during the inspections,
13 could you have independently, could you have independently
14 confirmed those matters which either Mr. Blabey, Ms. Montana
15 or Mr. Turro were telling you?

16 MR. RILEY: Object, Your Honor. Those matters
17 include so many and varied matters --

18 JUDGE STEINBERG: Why don't you break it down in
19 terms of Mr. Blabey told you that this occurred, and you
20 have independently confirmed that?

21 BY MR. ARONOWITZ:

22 Q Did Mr. Blabey --

23 JUDGE STEINBERG: Why don't you look at page 254
24 and just hone in on those specifics? Page 254 contains the
25 heart of what we're being asked about. That way, it's in

1 black and white in front of you and you don't have to --

2 BY MR. ARONOWITZ:

3 Q Okay, this would be your radio inspection?

4 A Yes, I have it.

5 Q Refer down to the third paragraph that's entitled
6 WXTM Main Studio Programming?

7 A Okay.

8 Q I'd like to go to the second sentence. "Blabey
9 states, however, that although it is capable of being used,
10 it has never actually provided programming to the XTM
11 transmitter."

12 A Okay.

13 Q Could you have independently determined whether
14 that former production room of VOS' was capable of being
15 used?

16 A I believe that was already suggested, that I could
17 have gone out.

18 Q But, you did not?

19 A That's correct, I didn't.

20 Q Why did you not?

21 A I took it to be true.

22 Q Did you view your role as confirming the truth of
23 the statements you were given by Mr. Blabey?

24 A I viewed my role as accepting the statements of
25 Mr. Blabey.

1 Q So, when he said later on, I think it would be the
2 next line, "Indeed, he indicated that in order to do so
3 would require going to the transmitter site and affecting a
4 change of cabling at the patch panel to connect the
5 transmitter to the studio, you accepted that as his
6 knowledge?

7 A Yes.

8 Q You did not independently confirm that?

9 A I did not confirm it, no.

10 Q Is there a reason you didn't independently confirm
11 it?

12 A I accepted his statement to be true. If upon,
13 during the course of the inspection, I observed anything
14 where he contradicted himself later on, I would have brought
15 that up. But, not -- neither of those arose.

16 Q During your visit to Ferndale, one of the visits,
17 it's either April 13 or 14, but on one of those two days --
18 I think it was April 13 -- you found yourself on the
19 telephone with Mr. Turro during the course of your
20 inspection?

21 A Correct.

22 Q Did Mr. Turro state that there was remote control
23 equipment for WXTM?

24 A Yes, he did.

25 Q Where did he say that was located?

1 A He said it was located in Dumont.

2 Q Did he say whether it was functioning or not?

3 A He did not indicate whether it was functioning.

4 It's presumed to be functioning.

5 JUDGE STEINBERG: Did you presume after he made
6 the statement to you that it was functioning?

7 THE WITNESS: Yes.

8 JUDGE STEINBERG: So, you took his word for it,
9 just like you took Mr. Blabey's word?

10 THE WITNESS: Correct.

11 BY MR. ARONOWITZ:

12 Q At some point, you advised that you would like to
13 test turning on and off the transmitter?

14 A That's correct.

15 Q Is there a reason that the transmitter would not
16 have been turned on and off via remote control equipment in
17 Dumont?

18 A I believe Mr. Turro said that he preferred to have
19 someone posted at the transmitter, since it was operating at
20 reduced power.

21 Q In so doing, was there any concern expressed for
22 the remote control equipment?

23 A For the remote control? No.

24 Q Was there any concern expressed for the
25 transmitter equipment?

1 A Yes.

2 Q What was that concern that was expressed?

3 A Well, since it had sustained the lightening
4 damage, that it may be better to have someone posted there
5 to actually turn it off and on.

6 Q So, that is the course you chose?

7 A Yes.

8 JUDGE STEINBERG: In relationship to your trip
9 when you went to Ferndale, how many days before or weeks
10 before had the transmitter been struck by lightening? Did
11 anybody tell you that?

12 THE WITNESS: No, there was no time element given.

13 JUDGE STEINBERG: It could have been the previous
14 day or it could have been two months before you were there?

15 THE WITNESS: Yes.

16 BY MR. ARONOWITZ:

17 Q At the time you were on the telephone with Mr.
18 Turro on April 13, and we've exhausted whether there was
19 remote control equipment in Dumont and now we're talking
20 about a dial up. Did Mr. Turro advise you that there was a
21 dial up at Ferndale?

22 A Well, it's -- a dial up system was available.

23 Q Did Mr. Turro explain to you how the dial up
24 worked?

25 A Well --

1 Q The dial up system worked?

2 A No, I mean, it's self-explanatory. If you know
3 dial up, you know how it works.

4 Q Did Mr. Blabey? Was Mr. Blabey aware whether
5 there was a dial up system at the time you spoke to him?

6 A He didn't mention it when I asked if there was any
7 remote control equipment.

8 Q So, Mr. Turro is the only one that mentioned
9 anything about a dial up, is that correct?

10 A That's correct.

11 Q In so doing, did he mention who knew how to
12 operate it?

13 A No, he did not.

14 Q Are there codes that are necessary to operate a
15 dial up remote control system?

16 A There are required to be codes, yes, to limit
17 access to the transmitter.

18 Q So, in order to effectuate a dial up remote
19 control system, one would need to know the codes?

20 A Yes.

21 Q Mr. Blabey didn't even know there was a dial up at
22 that time?

23 A He didn't mention it to me.

24 Q I apologize. Did Mr. Turro advise you about any
25 codes or anything that it would take to operate it?

1 A It's understood that it needs codes.

2 Q But, he didn't tell you who had them or what they
3 were?

4 A No, he did not.

5 MR. RILEY: Your Honor, he's working with his own
6 witness and getting yes or no answers, and I object to that.
7 These are leading questions. They're full of all the
8 information and all that Mr. Loginow needs to say is yes or
9 no, and that's not --

10 JUDGE STEINBERG: The objection is well founded.
11 I'd ask you to --

12 MR. ARONOWITZ: In my zeal to cut through it all,
13 I'm taking a shortcut and I will not do that. I apologize.

14 BY MR. ARONOWITZ:

15 Q Mr. Loginow, to your understanding, what equipment
16 is needed to effectuate dial up remote control?

17 A You need a telephone and you need the appropriate
18 matching equipment at the transmitter.

19 JUDGE STEINBERG: And the circuit?

20 THE WITNESS: And a telephone line, yes.

21 BY MR. ARONOWITZ:

22 Q Could a dial up remote be used from any phone?

23 A Yes.

24 MR. ARONOWITZ: Excuse me a second.

25 JUDGE STEINBERG: Do you want to go off the

1 record?

2 MR. ARONOWITZ: Just for a minute.

3 JUDGE STEINBERG: Let's go off the record.

4 (Discussion held off the record.)

5 JUDGE STEINBERG: Back on the record.

6 MR. ARONOWITZ: Your Honor, I understand Mr.
7 Riley's objection about leading questions, however, I would
8 ask if we could get a little leeway here because we could be
9 here forever if I -- well, maybe that's what Mr. Riley
10 wants.

11 MR. RILEY: No, I don't want to be here forever.

12 JUDGE STEINBERG: No --

13 MR. ARONOWITZ: I want to try to hone these down,
14 so at least with the introduction of what has happened
15 before, I can direct Mr. Loginow to the area. Some of these
16 --

17 JUDGE STEINBERG: That's perfectly fine. You can
18 say, you testified earlier, blah, blah, blah, is that
19 correct? And, Mr. Loginow, says yes, and then you would ask
20 your question and the question doesn't suggest the answer.

21 MR. RILEY: That was my objection.

22 JUDGE STEINBERG: You can summarize the earlier
23 testimony. You don't have to independently recreate the
24 earlier testimony. You can say, Mr. Loginow, your testimony
25 earlier was, and then read from your notes, and then ask to

1 clarify and question straightforwardly and not in a leading
2 manner. That's perfectly okay.

3 If we have to be here --

4 MR. ARONOWITZ: I will do my best.

5 JUDGE STEINBERG: I'm not worried about timing.
6 However long it takes, it takes. It's only the first day.
7 Wait until we get into the second week. You'll see how
8 quickly things go.

9 MR. ARONOWITZ: Great. I look forward to it.

10 BY MR. ARONOWITZ:

11 Q You testified earlier that you do not consider a
12 dial up telephone as an adequate remote control for a
13 station, is that correct?

14 A If it doesn't meet the guidelines.

15 Q If it doesn't meet the guidelines. I believe you
16 testified that one of the guidelines would be a dedicated
17 line, in your opinion?

18 A A dedicated line, yes.

19 Q So, did you see in the WXTM, in the alleged main
20 studio, did you see a telephone?

21 A None that I can recall, no.

22 Q If you saw a telephone anywhere accessible to
23 WXTM, is it your understanding that the telephone alone is
24 sufficient --

25 JUDGE STEINBERG: It's going to be leading.

1 BY MR. ARONOWITZ:

2 Q So, your understanding that you can --

3 JUDGE STEINBERG: It's still going to be leading.

4 MR. ARONOWITZ: Okay.

5 BY MR. ARONOWITZ:

6 Q Could you explain what the telephone does in a
7 dial up remote system?

8 A What a telephone does?

9 Q Yes.

10 A Well, it contacts the transmitter, it selects the
11 appropriate -- the transmitter answers and then you enter
12 the codes and then you enter the commands.

13 Q How does it contact the transmitter?

14 A Well, you dial in the telephone number.

15 Q What happens after that?

16 A Then you enter the codes, secret codes that allows
17 you to access.

18 Q How will the transmitter read the codes you're
19 putting into it?

20 A There needs to be an interface between the
21 telephone line and the transmitter.

22 Q Thank you, there needs to be an interface, is that
23 what you're saying?

24 A Correct, yes.

25 Q Did anybody mention to you that there was an

1 interface when you asked?

2 A I didn't ask if there was an interface.

3 Q Did you see an interface?

4 A No, I don't specifically recall seeing an
5 interface.

6 Q In the absence of an interface, then, would it be
7 your opinion --

8 JUDGE STEINBERG: In the absence of an interface,
9 what is your opinion about whatever it is you want to ask
10 him about. It's like a giant voice mail system, isn't it?

11 THE WITNESS: Something on that order, yes.

12 JUDGE STEINBERG: Or, not so giant.

13 (Pause.)

14 BY MR. ARONOWITZ:

15 Q Is it your testimony that a dial up remote will
16 not work without an interface?

17 A I don't believe I said that, but that's correct.

18 Q You saw no interface?

19 A I don't specifically recall seeing one, no.

20 Q Did anybody tell you about an interface?

21 A No.

22 Q Mr. Loginow, I believe you testified that when you
23 initially went up to Ferndale on April 13, you couldn't
24 immediately locate WXTM?

25 A Correct.

1 Q Did you testify that you did see a sign for WVOS?

2 A That's correct.

3 Q Why didn't you stop at WVOS and ask them
4 directions to WXTM?

5 A I don't consider that to be an appropriate source
6 of information.

7 Q Why do you say it would not be appropriate?

8 A Because VOS would be a competitor of WXTM.

9 Q Why would it be inappropriate for a competitor to
10 know this?

11 A It may be a negative aspect if a competitor knew
12 the FCC was coming to inspect WXTM.

13 JUDGE STEINBERG: They'd lead off their next news
14 report with FCC after WXTM.

15 (Laughter.)

16 BY MR. ARONOWITZ:

17 Q Are there concerns about going to a competitor?

18 A For information? That's basically it. It's not a
19 standard investigating source of information, to go to a
20 broadcast competitor.

21 (Pause.)

22 Q Mr. Loginow, this morning there were a number of
23 questions with respect to the Hearing Designation Order in
24 this proceeding and certain statements that were contained
25 therein. Do you recall that testimony?

1 A Yes.

2 Q Did you prepare the Hearing Designation Order?

3 A No, I did not --

4 MR. NAFTALIN: Objection, Your Honor.

5 JUDGE STEINBERG: It's overruled. Did you answer?

6 THE WITNESS: Yes, I did.

7 JUDGE STEINBERG: What was the answer? I missed
8 it.

9 THE WITNESS: Oh, the answer is, I did not write
10 the HDO order.

11 JUDGE STEINBERG: Did you read it before it went
12 out?

13 THE WITNESS: I don't believe so, no.

14 JUDGE STEINBERG: So, you didn't read it?

15 THE WITNESS: No.

16 JUDGE STEINBERG: Did you read any drafts?

17 THE WITNESS: No, I wasn't afforded any drafts.

18 JUDGE STEINBERG: Was the first time you saw it
19 after it came out?

20 THE WITNESS: Yes.

21 BY MR. ARONOWITZ:

22 Q Did you participate with respect to information
23 contained within the Hearing Designation Order?

24 A Yes.

25 JUDGE STEINBERG: Explain what your participation

1 was?

2 THE WITNESS: Well, the inspection reports,
3 constant questions from Mr. Aronowitz and Ms. Fine -- Susan.

4 JUDGE STEINBERG: Ms. Friedman?

5 THE WITNESS: Oh, yes, Ms. Friedman.

6 BY MR. ARONOWITZ:

7 Q Do you have a copy of the Hearing Designation
8 Order in front of you?

9 A Yes, I do.

10 MR. ARONOWITZ: I'd like to put this in front of
11 the witness.

12 JUDGE STEINBERG: He's got one.

13 MR. ARONOWITZ: Oh, he's got one. I'm sorry.

14 BY MR. ARONOWITZ:

15 Q I believe you just testified a few minutes ago
16 that you did not observe any interface equipment with
17 respect to the dial up remote at Dumont when you were
18 visiting that facility, is that correct?

19 A At Dumont or at the transmitter site?

20 Q At the transmitter site, excuse me.

21 A Correct.

22 Q I'm glad someone is paying attention here. I
23 refer you to the Hearing Designation Order on paragraph
24 eight and I believe it's a sentence that we looked at this
25 morning. "While the FCC field engineer was not able to

1 determine whether there was remote equipment installed at
2 the main studio to control WJUX or meet its operating
3 parameters..." Do you see that sentence?

4 A Yes, I do.

5 Q Did you read that sentence?

6 A Yes.

7 Q So, in the absence of observing any interface
8 equipment, what would be your impression about the telephone
9 dial up? I'll lead him, if you'd like.

10 MR. RILEY: No, that's not a leading question. I
11 don't object to that.

12 THE WITNESS: If there was no interface at the
13 transmitter site, then the dial up circuit would not
14 operate.

15 BY MR. ARONOWITZ:

16 Q So, were you able to determine whether the dial up
17 equipment was functional or not at that time?

18 A I did not make any tests to determine that.

19 JUDGE STEINBERG: But, you were able to do so, had
20 you conducted tests?

21 THE WITNESS: Right.

22 JUDGE STEINBERG: But, you didn't conduct tests?

23 THE WITNESS: That's correct.

24 JUDGE STEINBERG: So, therefore, you couldn't
25 determine with certainty whether the dial up remote worked,

1 correct?

2 THE WITNESS: Correct.

3 JUDGE STEINBERG: The statement in your report is
4 based upon solely what Mr. Blabey told you?

5 THE WITNESS: Correct.

6 BY MR. ARONOWITZ:

7 Q Do you allow for the possibility, however remote,
8 that there's a possibility that the Bureau might have been
9 wrong with respect to recharacterizing your information? Do
10 you allow for that possibility, however remote?

11 MR. RILEY: Your Honor, I object. It seems to me
12 that Mr. Aronowitz is trying through this witness to
13 rehabilitate the Hearing Designation Order, which you said
14 this morning was not a purpose of this proceeding.

15 MR. ARONOWITZ: Well --

16 JUDGE STEINBERG: I allowed these questions over
17 objection, because there were questions this morning about
18 paragraph seven and eight and to be generous about what the
19 licensee parties believe about paragraph seven and eight, to
20 be generous about it, they don't think that they're entirely
21 accurate.

22 I allowed the questions from Mr. Aronowitz
23 basically to see what Mr. Loginow's participation and role,
24 if any, was in the language that came out as paragraph seven
25 and eight. Apparently, he wrote the reports and to the

1 extent that, based on the reports, based on what he said, he
2 had telephone conversations with various individuals, is
3 that correct?

4 THE WITNESS: Very brief.

5 JUDGE STEINBERG: Yes, very brief telephone
6 conversations. He didn't see any drafts, he didn't see the
7 final until after it came out. I mean, do you know anything
8 more about those two paragraphs?

9 THE WITNESS: No, not at all.

10 JUDGE STEINBERG: Okay.

11 MR. ARONOWITZ: The last question I was going to
12 ask, and this would follow it up and don't answer until
13 everybody has heard it.

14 JUDGE STEINBERG: Don't answer until after the
15 objections.

16 (Laughter.)

17 MR. ARONOWITZ: Yes, let the objections happen
18 first.

19 BY MR. ARONOWITZ:

20 Q The last question I was going to go is, if in your
21 mind --

22 JUDGE STEINBERG: Basically, is what's in the HDO
23 in paragraph seven and eight a reasonable representation or
24 summary or whatever of his inspection? Objection?

25 MR. RILEY: Do I have an objection to it? No, I

1 think his inspection report speaks for itself. He said he
2 didn't contribute to the HDO --

3 JUDGE STEINBERG: Well, I would have sustained the
4 objection, had you made one.

5 (Laughter.)

6 MR. RILEY: I object, I object to that.

7 JUDGE STEINBERG: Because it doesn't matter what
8 Mr. Loginow thinks about the accuracy of the HDO.

9 MR. RILEY: My question about paragraph eight,
10 Your Honor, was in answer to your question of whether I
11 thought something else had contributed to it.

12 JUDGE STEINBERG: Exactly.

13 MR. NAFTALIN: Your Honor, if Mr. Aronowitz is
14 going to examine the witness about the accuracy of the
15 paragraph, we'll --

16 JUDGE STEINBERG: Yes, I don't want to get into
17 seven and eight anymore.

18 MR. ARONOWITZ: All right, listen.

19 JUDGE STEINBERG: Let's get into the meat of it
20 and you know, skip this.

21 BY MR. ARONOWITZ:

22 Q Let me ask one more. Is the report that you wrote
23 accurate?

24 A Yes.

25 Q Thank you. Let's move on.

1 JUDGE STEINBERG: Good. Okay, Mr. Aronowitz
2 asked, is the report that you wrote accurate and there was
3 more than one. Is everything that you wrote accurate?

4 THE WITNESS: Well, I'm assuming he was referring
5 to the April 13, 14, May 15 inspection reports.

6 JUDGE STEINBERG: Pages 254 and 255.

7 THE WITNESS: When we had been speaking about the
8 EMS messages, it's been referred to as the EMS messages.

9 JUDGE STEINBERG: Okay, with that clarification?

10 MR. ARONOWITZ: I thought I said the inspection
11 report, but that's all right.

12 BY MR. ARONOWITZ:

13 Q Mr. Loginow, I believe you testified this morning
14 that on occasion, while out in the field, you might issue a
15 notice of violation. Is that an accurate reflection of what
16 you testified to this morning?

17 A Correct.

18 JUDGE STEINBERG: You don't issue them while
19 you're out in the field?

20 THE WITNESS: Oh, no, I mean, I gather the
21 information and go back to the office and issue the notice
22 of violation.

23 BY MR. ARONOWITZ:

24 Q Right, so why would that not have been done in
25 this case?

1 A We were reporting for the Mass Media Bureau,
2 gathering information for the Mass Media Bureau and
3 reporting it.

4 Q So, what happened to your conclusions? What
5 happened to the conclusions that you made?

6 A My conclusions?

7 JUDGE STEINBERG: We're sitting here today.

8 BY MR. ARONOWITZ:

9 Q That's the short answer.

10 A Well, some of my conclusions are in the inspection
11 report and --

12 Q The inspection report was forwarded to?

13 A The Mass Media Bureau.

14 JUDGE STEINBERG: Let me ask this and if you guys
15 want to object, you can and I'll rule. I'm serious. I've
16 sustained objections to my own questions. Mr. Riley will
17 attest to that. If I ask an idiotic question, you certainly
18 are entitled to let me know it. But, not in those words.

19 (Laughter.)

20 JUDGE STEINBERG: Had this been a routine, random
21 inspection, and had this inspection not been requested by
22 one of the operating bureaus, and you'd gone out and you had
23 found what you found, from your vast experience, would you
24 have recommended the issuance of an official notice of
25 violation for the matters that you find problematical at the

1 station, at the translator, or, would you have handled it
2 informally?

3 THE WITNESS: Informally? No, notice of
4 violation.

5 JUDGE STEINBERG: Okay. For main studio
6 violations, did you guys cover that, or was that done by
7 some --

8 THE WITNESS: We probably would have mentioned
9 more about the remote control aspect.

10 JUDGE STEINBERG: Okay, but how about the
11 translator violations, alleged translator violations?

12 THE WITNESS: Yes.

13 JUDGE STEINBERG: Had you gone out and run your
14 tests inside the roof door and got the results that you got,
15 would that have gone to an official notice of violation?

16 THE WITNESS: Yes, it would have.

17 JUDGE STEINBERG: For what?

18 THE WITNESS: For not taking off air signal from
19 the Pomona translator. That's indicated.

20 JUDGE STEINBERG: So, basically, WXTM or WJUX
21 would have been cited for the remote equipment stuff?

22 THE WITNESS: Correct.

23 JUDGE STEINBERG: But, not necessarily for the
24 main studio and telephone, and, you know, nobody there to
25 answer the telephone?

1 THE WITNESS: Yes, that's a little bit more
2 intensive.

3 JUDGE STEINBERG: The Mass Media Bureau usually
4 does that, but not you guys?

5 THE WITNESS: Yes.

6 JUDGE STEINBERG: So, if it was a routine
7 inspection, you might mention it in the report, but you
8 wouldn't cite that as a violation?

9 THE WITNESS: Correct.

10 JUDGE STEINBERG: But, you would cite the problems
11 with the remote equipment and you wouldn't mention anything
12 about a network agreement or an LMA?

13 THE WITNESS: No.

14 JUDGE STEINBERG: You would have cited the
15 translator violations? Okay.

16 Back to you. I'm finished interrupting.

17 BY MR. ARONOWITZ:

18 Q I believe you testified earlier that when you went
19 to Ferndale, you could not immediately locate the WXTM
20 station and I asked you some other questions, is that
21 correct?

22 A That's correct.

23 Q You couldn't find the station, is that correct?

24 A That's correct.

25 Q Then, you testified that you did not go into WVOS,